



# CITY COUNCIL MEETING MINUTES

## Richfield, Minnesota

### Regular Meeting

February 10, 2015

#### CALL TO ORDER

The meeting was called to order by Mayor Pro Tempore Garcia at 7:00 p.m. in the Council Chambers.

*Council Members Present:* Edwina Garcia, Mayor Pro Tempore; Michael Howard; Tom Fitzhenry; and Pat Elliott.

*Council Member Absent:* Debbie Goettel, Mayor.

*Staff Present:* Steven L. Devich, City Manager; Jim Topitzhofer, Recreation Services Director; John Stark, Community Development Director; Kristin Asher, Assistant Public Works Director; Pam Dmytrenko, Assistant City Manager/HR Manager; Chris Regis, Finance Manager; Robert Hintgen, Utilities Superintendent; Mary Tietjen, City Attorney; and Cheryl Krumholz, Executive Coordinator.

#### OPEN FORUM

Mary Barnes, 7544 Bryant Avenue, spoke about Hennepin County wetlands in Bloomington.

#### PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Garcia led the audience in the Pledge of Allegiance.

#### APPROVAL OF MINUTES

M/Howard, S/Fitzhenry to approve the minutes of the (1) Special City Council Meeting of January 24, 2015; (2) Special Concurrent City Council and Planning Commission Worksession of January 27, 2015; and (3) Regular City Council Meeting of January 27, 2015.

Motion carried 4-0.

Item #1

PRESENTATION OF THE SEWER INSPECTION SYSTEM AND JETTING

Assistant Public Works Director Asher and Utilities Superintendent Hintgen made the presentation.

<b>Item #2</b>	<b>COUNCIL DISCUSSION</b> <ul style="list-style-type: none"><li>• Hats Off to Hometown Hits</li></ul>
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Council Member Fitzhenry acknowledged the recent ice fishing event on Taft Lake.

Mayor Pro Tempore Garcia announced the Forum on Mental Illness in Youth on March 14, 2015 at the Municipal Center.

Mayor Pro Tempore Garcia announced the VEAP food drive.

John Bjostad, Richfield Visions, announced the February 21 Richfield Home and Garden Expo at the Richfield High School.

<b>Item #3</b>	<b>COUNCIL APPROVAL OF AGENDA</b>
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M/Fitzhenry, S/Elliott to approve the agenda.

Motion carried 4-0.

<b>Item #4</b>	<b>CONSENT CALENDAR</b>
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- A. Consideration of the approval of a resolution granting a six-month extension of the amended planned unit development, final development plan and conditional use permit to allow a public school facility within the HUB Shopping Center at 100 West 66<sup>th</sup> Street (Flex Academy) S.R. No. 24

RESOLUTION NO. 11048

RESOLUTION GRANTING AN EXTENSION TO THE AMENDED PLANNED UNIT DEVELOPMENT, FINAL DEVELOPMENT PLAN AND CONDITIONAL USE PERMIT TO ALLOW A PUBLIC SCHOOL FACILITY WITHIN THE "HUB" SHOPPING CENTER AT 100 WEST 66TH STREET

This resolution appears as Resolution No. 11048.

- B. Consideration of the approval of the first reading of the transitory ordinance providing for the expenditure of funds from the Special Revenue Fund for certain capital improvements and schedule the public hearing and second reading for March 10, 2015 S.R. No. 25
- C. Consideration of the approval of the purchase of a sewer inspection system and rolling chassis in the amount of \$238,229 plus any applicable tax, title, and license fees, consisting of the following items:
- Sewer inspection system in the amount of \$214,671 from Flexible Pipe Tool Company.
  - Rolling chassis in the amount of \$23,558 from Midway Ford. S.R. No. 26

M/Elliott, S/Fitzhenry to approve the Consent Calendar.

Motion carried 4-0.

<b>Item #5</b>	<b>CONSIDERATION OF ITEMS, IF ANY, REMOVED FROM THE CONSENT CALENDAR</b>
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None.

<b>Item #6</b>	<b>PUBLIC HEARING AND CONSIDERATION OF A RESOLUTION GRANTING A CONDITIONAL USE PERMIT AND VARIANCES IN ORDER TO ALLOW CONSTRUCTION OF A REPLACEMENT CLASS III RESTAURANT WITH DRIVE-UP WINDOW SERVICES AT 6500 LYNDALE AVENUE (WENDY'S) S.R. NO. 27</b>
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Council Member Howard presented Staff Report No. 27.

Jerad Ducklow, Wendy's FourCrown, Inc., was present for questions.

Community Development Director Stark explained the three code requirements that do not comply are in keeping with the intent of the zoning regulations and no negative impacts are anticipated.

M/Elliott, S/Fitzhenry to close the public hearing.

Motion carried 4-0.

M/Howard, S/Fitzhenry that the following resolution be adopted and that it be made part of these minutes:

#### RESOLUTION NO. 11049

#### RESOLUTION GRANTING APPROVAL OF A CONDITIONAL USE PERMIT AND VARIANCES AT 6500 LYNDALE AVENUE

Motion carried 4-0. This resolution appears as Resolution No. 11049.

<b>Item #7</b>	<b>CITY MANAGER'S REPORT</b>
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City Manager Devich reviewed the upcoming scheduled Special City Council Worksessions and Meetings.

<b>Item #8</b>	<b>CLAIMS AND PAYROLLS</b>
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M/Fitzhenry, S/Elliott that the following claims and payrolls be approved:

<b>U.S. Bank</b>		<b>02/10/15</b>
A/P Checks: 238017-238414	\$	1,445,609.57
Payroll: 107630-107963	\$	562,605.04
TOTAL	\$	2,008,214.61

Motion carried 4-0.

**OPEN FORUM**

None.

<b>ADJOURNMENT</b>
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The City Council open meeting was adjourned by unanimous consent at 7:37 p.m.

Date Approved: February 10, 2015

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Edwina Garcia  
Mayor Pro Tempore

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Cheryl Krumholz  
Executive Coordinator

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Steven L. Devich  
City Manager